

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO
RANCHO CUCAMONGA DISTRICT

THE PEOPLE OF THE STATE OF CALIFORNIA,)	COURT CASE NO
)	
Plaintiff)	
)	
vs.)	
)	
Amy Nicole Hillrich , David Olvera , Emilio Pelayo Saldana)	FELONY COMPLAINT
)	
)	
)	DA CASE NO 2011-00-0042347
Defendant)	

The undersigned is informed and believes that:

COUNT 1

On or about August 16, 2011, in the above named judicial district, the crime of WILLFUL, DELIBERATE, AND PREMEDITATED MURDER, in violation of PENAL CODE SECTION 187(a), a felony, was committed by Amy Nicole Hillrich, David Olvera and Emilio Pelayo Saldana, who did unlawfully and with malice aforethought attempt to murder John Hillrich , a human being.

It is further alleged that the aforesaid attempted murder was committed willfully, deliberately and with premeditation within the meaning of Penal Code section 664(a) and is a serious felony pursuant to Penal Code section 1192.7(c).

It is further alleged as to count(s) 1 that in the commission and attempted commission of the above offense a principal in said offense was armed with a firearm(s), to wit, Handgun, said arming not being an element of the above offense, within the meaning of Penal Code section 12022(a)(1).

It is further alleged as to count(s) 1 that in the commission and attempted commission of the above offense a principal in said offense was armed with a firearm(s), to wit, Handgun, said arming not being an element of the above offense, within the meaning of Penal Code section 12022(a)(1).

It is further alleged as to count(s) 1 that a principal personally used a firearm, a handgun, within the meaning of Penal Code sections 12022.53(b) and (e)(1).

COUNT 2

On or about August 16, 2011, in the above named judicial district, the crime of POSSESSION OF A CONTROLLED SUBSTANCE, in violation of HEALTH AND SAFETY CODE SECTION 11377(a), a felony, was committed by Amy Nicole Hillrich, David Olvera and Emilio Pelayo Saldana, who did unlawfully possess a controlled substance, to wit, Methamphetamine.

"NOTICE: Conviction of this offense will require you to register pursuant to Health and Safety Code section 11590. Failure to do so is a crime pursuant to Health and Safety Code section 11594."

It is further alleged pursuant to Penal Code sections 1170.12(a) through (d) and 667(b) through (i) as to count(s) 1 that said defendant(s) David Olvera, has suffered the following prior conviction of a serious or violent felony or juvenile adjudication:

Court Case	Code/Statute	Conv Date	County	State	Court Type
FSB704609	PC 246	10/21/2008	San Bernardino	CA	Superior

It is further alleged pursuant to Penal Code sections 1170.12(a) through (d) and 667(b) through (i) as to count(s) 1, 2 that said defendant(s) Emilio Pelayo Saldana, has suffered the following prior conviction(s) of a serious or violent felony or juvenile adjudication:

Court Case	Code/Statute	Conv Date	County	State	Court Type
FSB801339	PC 459 1st Degree	07/30/2008	San Bernardino	CA	Superior

* * * * *

NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY

Pursuant to Penal Code Sections 1054.5.(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

NOTICE TO ATTORNEY

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 2 COUNT(S).

Executed at Rancho Cucamonga, California, on August 18, 2011.

Det Gary Naranjo

Det Gary Naranjo

DECLARANT AND COMPLAINANT

Agency: Ontario Police Department

Prelim Est. 00:00

Defendant	Birth Date	Booking No.	CII No.	NCIC
Amy Nicole Hillrich	02/15/1973	1108342023	A27673661	
David Olvera	08/29/1986	1108342034	A24007754	
Emilio Pelayo Saldana	08/08/1989	1108342036	A26350547	